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Counsel for Defendant Chart Inc.

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION**

IN RE PACIFIC FERTILITY CENTER
LITIGATION

Case No. 3:18-cv-01586-JSC

**CHART'S OBJECTIONS TO
PLAINTIFFS CALLING JEAN
POPWELL ON MAY 26, 2021**

Judge: Hon. Jacqueline Scott Corley

Defendant Chart, Inc. (“Chart”), submits this Trial Brief regarding its objections to Plaintiffs calling Jean Popwell on Wednesday, May 26, 2021.

On Monday, May 24, in accordance with the Court’s order for disclosing trial witnesses (and exhibits) two days before the witness would testify, Plaintiffs disclosed only Dr. Joseph Conaghan for live trial testimony on Wednesday, May 26. Three depositions are also set to be played on May 26.

On Tuesday, May 24, shortly before 4 pm, Plaintiffs emailed Chart to inform that they “might” begin Jean Popwell’s direct examination on Wednesday, May 26 (instead of Thursday, May 27). Chart objects to this disclosure as untimely.

Respectfully submitted,

Dated: May 25, 2021

By: /s/Andrew A. Lothson
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